

# BUTTE-SILVER BOW COUNCIL OF COMMISSIONERS

## COMMITTEE OF THE WHOLE

## A G E N D A

**SEPTEMBER 10, 2008**

## ROLL CALL

**PLEDGE OF ALLEGIANCE**\_\_\_\_\_

**PUBLIC COMMENT ON ANY PUBLIC MATTER  
NOT ON THE AGENDA**

## REPORT OF THE CHAIR

## SECTION I INVITATION FOR BIDS

SEALED BIDS FOR THE BUTTE-SILVER BOW ARCHIVES RENOVATION AND EXPANSION, PROJECT NO. 08017.00. (Communication No. 08-611 being held in Committee of the Whole. Also Communication No. 08-554 in Committee of the Whole. Proof of publication

## SECTION II PUBLIC HEARING

**SECTION III** **COMMUNICATION NO. 08-274**

Jon Sesso, Planning Director, requesting time on 4/16/08 agenda for a staff Presentation on draft plan for long-term future of the Natural Resource Damage Program.

**SECTION IV** **COMMUNICATION NO. 08-498**

Charlie O’Leary, Chairman Council of Commissioners, requesting concurrence in referring to Chuck Carrig, Historic Preservation Officer, to do an initial review and inventory of premises of the pump station at Divide.

**COMMUNICATION NO. 08-516**

Sarah Weber, Lead Employment Specialist, requesting a business fee exemption for Workers Now, a non-profit branch of Western Mental Health Center.

## SECTION VI

**COMMUNICATION NO. 08-519**

Deyda Gonzalez and Mark T. Redwine, requesting help and guidance in forming the Montana Latino/Hispanic Historical Heritage and Cultural Preservation Society.

## SECTION VII

**COMMUNICATION NO. 08-554**

Ellen Crain, Archives Director, requesting a bid opening be scheduled for 9/3/08 for the Archives Project.

## SECTION VIII

**COMMUNICATION NO. 08-585**

Jeff Amerman, Finance and Budget Director, requesting time on 8/20/08 agenda to make a presentation on FY 2008 – 2009 preliminary budget.

## SECTION IX

**COMMUNICATION NO. 08-586**

Jeff Amerman, Finance and Budget Director, requesting time on 8/20/08 agenda to make a presentation regarding adjustment of base values in the Ramsey TIFID.

## SECTION X

**COMMUNICATION NO. 08-587**

Jeff Amerman, Finance and Budget Director, requesting time on 9/10/08 agenda to conduct a public hearing regarding FY 2008 – 2009 preliminary budget.

## SECTION XI

**COMMUNICATION NO. 08-588**

Charlie O'Leary, Chairman Council of Commissioners, requesting concurrence in setting 9/24/08 as the date for reports from 2007 recipients of Economic Mill Levy and set 10/15/08 as deadline for submissions for 2008 Mill Levy Money.

## SECTION XII

**COMMUNICATION NO. 08-597**

Paul Babb, Chief Executive, requesting a public hearing be scheduled for 9/3/08 to solicit public comment on proposed tax abatement for the Tri-City Development abatement request for remodeling, reconstruction or expansion.

**SECTION XIII****COMMUNICATION NO. 08-609**

John P. Walsh, Sheriff, requesting to be placed on 9/10/08 agenda for confirmation of Chris Berger as a permanent member of the Butte-Silver Bow Law Enforcement Department

**SECTION XIV****COMMUNICATION NO. 08-610**

John P. Walsh, Sheriff, requesting to be placed on 9/10/08 agenda for confirmation of Callan Daly as a permanent member of the Butte-Silver Bow Law Enforcement Department.

**SECTION XV****COMMUNICATION NO. 08-611**

Dave Fawcett, Chair Technical Review Committee, requesting time on the 9/10/08 agenda to conduct a bid opening for the Archives Rehabilitation and Vault Addition Project.

**SECTION XVI****COMMUNICATION NO. 08-618**

Frank Cotton, Butte Rescue Mission, requesting wavier of fees to conduct a fundraiser on Harrison Avenue 9/13/05 for the benefit of the Butte Rescue Mission

**ADJOURN**\_\_\_\_\_

**FINANCE AND BUDGET COMMITTEE MEETING  
6PM COURTHOUSE COUNCIL CHAMBERS  
6PM COURTHOUSE COUNCIL CHAMBERS**

**NOTE:** There are no agenda items for this Committee this week.

# **JUDICIARY COMMITTEE MEETING 7PM COURTHOUSE COUNCIL CHAMBERS**

## **SECTION I**

### **COMMUNICATION NO. 08-421**

Micheline Boysza, Vice President Highland View Golf Club, requesting council consider an application for a golf course beer and wine license.

## **SECTION II**

### **COUNCIL RESOLUTION NO. 08-66**

A RESOLUTION ADOPTING THE FINAL BUDGET OF THE CITY AND COUNTY OF BUTTE-SILVER BOW, STATE OF MONTANA FOR THE FISCAL YEAR 2008 – 2009 AND SETTING LEVIES FOR THE FISCAL YEAR 2008 – 2009 BASED ON THE VALUE OF A MILL OF \$48,416.00 CITY-COUNTY WIDE AND DECLARING THAT ALL PROTESTS AGAINST SAID BUDGET HAVE BEEN HEARD AND DISPOSED OF; DECLARING THAT SAID BUDGET CONTAINS A CORRECT STATEMENT OF THE AMOUNT TO BE APPROPRIATED FOR EACH OF THE FUNDS OF THE CITY AND COUNTY OF BUTTE-SILVER BOW FOR THE FISCAL YEAR BEGINNING ON THE 1<sup>ST</sup> DAY OF JULY, 2008 AND ENDING ON THE 30<sup>TH</sup> DAY OF JUNE, 2009, AS FIXED IN SAID BUDGET PASSED ON THE 17<sup>TH</sup> DAY OF SEPTEMBER, 2008 AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

## **SECTION III**

### **COUNCIL RESOLUTION NO. 08-67**

A RESOLUTION FIXING THE TAX LEVY OR SERVICE CHARGE FOR THE VARIOUS FUNDS OF THE CITY AND COUNTY OF BUTTE-SILVER BOW AT A RATE WHICH WILL RAISE THE AMOUNT SET OUT IN THE FINAL BUDGET AS THE AMOUNT NECESSARY TO BE RAISED BY TAX LEVY OR SERVICE CHARGE FOR EACH FUND FOR FISCAL YEAR 2008 – 2009 AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

## **SECTION IV**

### **COUNCIL RESOLUTION NO. 08-68**

A RESOLUTION FIXING THE MANDATORY TAX LEVIES FOR THE VARIOUS FUNDS OF THE STATE OF MONTANA AT THE RATE WHICH WILL RAISE THE AMOUNT NECESSARY TO BE RAISED BY TAX LEVY FOR EACH FUND FOR FISCAL YEAR 2008-2009 AND PROVIDING FOR AN EFFECTIVE DATE HEREIN BE IT RESOLVED BY THE COUNCIL OF COMMISSIONERS OF THE CITY AND COUNTY OF BUTTE-SILVER BOW, STATE OF MONTANA.

**SECTION V****COUNCIL RESOLUTION NO. 08-69**

A RESOLUTION FIXING THE TAX LEVY FOR THE TOWN OF WALKERVILLE, STATE OF MONTANA AT A RATE WHICH WILL RAISE THE AMOUNT SET OUT IN THE FINAL BUDGET AS THE AMOUNT NECESSARY TO BE RAISED BY TAX LEVY FOR EACH FUND FOR FISCAL YEAR 2008 – 2009 AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

**SECTION VI****COUNCIL RESOLUTION NO. 08-70**

A RESOLUTION ESTIMATING AS NEAR AS POSSIBLE THE COST OF MAINTAINING SPECIAL IMPROVEMENT DISTRICTS NUMBER 401 AND NUMBER 402 FOR THE PURPOSE OF FIRE HYDRANT RENTAL WITHIN THE CITY AND COUNTY OF BUTTE-SILVER BOW, STATE OF MONTANA, FOR THE FISCAL YEAR 2008 – 2009 AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

**SECTION VII****COUNCIL RESOLUTION NO. 08-71**

A RESOLUTION LEVYING SPECIAL ASSESSMENTS TO PAY THE COSTS OF LIGHTING WITHIN THE SPECIAL IMPROVEMENT DISTRICTS ENUMERATED BY THIS RESOLUTION WITHIN THE CITY AND COUNTY OF BUTTE-SILVER BOW, STATE OF MONTANA AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

**SECTION VIII****COUNCIL RESOLUTION NO. 08-72**

A RESOLUTION FIXING AND ESTABLISHING SEWER RATES AND SERVICE CHARGES FOR THE OPERATION AND MAINTENANCE OF THE METRO SEWER SANITARY AND STORM SEWER SYSTEM AND FOR THE OPERATION AND MAINTENANCE OF THE METRO SEWER TREATMENT PLANT BY THE CITY AND COUNTY OF BUTTE-SILVER BOW, MONTANA FOR THE FISCAL YEAR 2008 – 2009; FIXING AND ESTABLISHING AN ADDITIONAL CHARGE FOR A CAPITAL IMPROVEMENT FUND TO DEFRAY THE COST OF ENVIRONMENTALLY MANDATED IMPROVEMENTS AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

**SECTION IX****COUNCIL RESOLUTION NO. 08-73**

A RESOLUTION LEVYING A SPECIAL ASSESSMENT FOR THE FISCAL YEAR 2008 – 2009 AGAINST THE PROPERTY FROM WHICH SOLID WASTE IS TO BE COLLECTED AND REMOVED FROM EACH INDIVIDUAL DWELLING COLLECTION UNIT FOR THE PURPOSE OF

## SECTION X COUNCIL RESOLUTION NO. 08-74

**SECTION XI COUNCIL RESOLUTION NO. 08-75**

## SECTION XII COUNCIL RESOLUTION NO. 08-76

**SECTION XIII**                      **COUNCIL RESOLUTION NO. 08-77**

7

**SECTION XIV****COUNCIL RESOLUTION NO. 08-78**

A RESOLUTION FIXING THE TAX LEVY FOR THE VARIOUS FUNDS OF THE JOINT HIGH SCHOOL DISTRICT AND THE JOINT ELEMENTARY DISTRICTS NO. 1 – 4 AT A RATE WHICH WILL RAISE THE AMOUNT SET OUT IN THE FINAL BUDGET AS THE AMOUNT NECESSARY TO BE RAISED BY TAX LEVY FOR EACH FUND FOR FISCAL YEAR 2008 – 2009 AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

**SECTION XV****COUNCIL RESOLUTION NO. 08-79**

A RESOLUTION FIXING THE TAX LEVY FOR THE VARIOUS FUNDS OF RAMSAY ELEMENTARY SCHOOL DISTRICT NO. 3 AT A RATE WHICH WILL RAISE THE AMOUNT SET OUT IN THE FINAL BUDGET AS THE AMOUNT NECESSARY TO BE RAISED BY TAX LEVY FOR EACH FUND FOR FISCAL YEAR 2008 – 2009 AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

**SECTION XVI****COUNCIL RESOLUTION NO. 08-80**

A RESOLUTION FIXING THE TAX LEVY FOR THE VARIOUS FUNDS OF DIVIDE ELEMENTARY SCHOOL DISTRICT NO. 4 AT A RATE WHICH WILL RAISE THE AMOUNT SET OUT IN THE FINAL BUDGET AS THE AMOUNT NECESSARY TO BE RAISED BY TAX LEVY FOR EACH FUND FOR FISCAL YEAR 2008 – 2009 AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

**SECTION XVII****COUNCIL RESOLUTION NO. 08-81**

A RESOLUTION FIXING THE TAX LEVY FOR THE VARIOUS FUNDS OF MELROSE ELEMENTARY SCHOOL DISTRICT NO. 5 AT A RATE WHICH WILL RAISE THE AMOUNT SET OUT IN THE FINAL BUDGET AS THE AMOUNT NECESSARY TO BE RAISED BY TAX LEVY FOR EACH FUND FOR FISCAL YEAR 2008 – 2009 AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

**SECTION XVIII****COUNCIL RESOLUTION NO. 08-83**

A RESOLUTION TO CREATE A CAPITAL PROJECT FUND FOR THE BUTTE-SILVER BOW PUBLIC LIBRARY AND TO AUTHORIZE THE TRANSFER OF FUNDS TO BE DEPOSITED IN THE GENERAL FUND LIBRARY DEPRECIATION AND RESERVE FUND AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

**SECTION XIX****COUNCIL RESOLUTION NO.08-84**

RESOLUTION RELATION TO \$[\_\_\_\_\_] WATER SYSTEM REVENUE  
REFUNDING BONDS, SERIES 2008, AND THE MUNICIPAL WATER  
SYSTEM; AUTHORIZING THE ISSUANCE OF THE BONDS AND THE  
EXECUTION AND DELIVERY OF A FIFTH SUPPLEMENTAL INDENTURE  
OF TRUST AND RELATED DOCUMENTS

**SECTION XX****CLAIM APPROVAL**

1364	Bill Clark	\$1,875.00	Weed Bond Refund
1265	Ray Wasley	1,875.00	Weed Bond Refund
1438	Michael Reilly	3,039.21	Redeem Tax Assg.

## **PUBLIC WORKS COMMITTEE MEETING 6:30 PM COURTHOUSE COUNCIL CHAMBERS**

### **SECTION I**

#### **PETITION NO. 08-7**

John Harrington, Building Official, requesting on behalf of Galena Street LLC to close and vacate a portion of undeveloped E. Galena Street and Alley within Lots on Yellow Jack Lode, Block 3 and portion of Ohio Avenue in Kings Addn. #2, Block 7.

### **SECTION II**

#### **PETITION NO. 08-9**

John Harrington, Building Official, requesting on behalf of 4 S LLC to close and vacate a portion of the alley within Block 1 of the Trask Addition.

### **SECTION III**

#### **COMMUNICATION NO. 08-95**

Virginia Hanson, Risk Management Coordinator, requesting a traffic study be conducted by MDOT on Continental Drive from East Lake to Four Mile Road.

### **SECTION IV**

#### **COMMUNICATION NO. 08-147**

Wally Frasz, Commissioner District #6, requesting a traffic study be done where Rowe Road turns into Holmes Avenue and also the intersection of Lexington and Rowe Road.

### **SECTION V**

#### **COMMUNICATION NO. 08-337**

Robert A. Macioroski, Director, regarding request for power line easement from Northwestern Energy.

### **SECTION VI**

#### **COMMUNICATION NO. 08-601**

Glen Granger, Commissioner District 1, requesting three studies be conducted on the intersections of Tranquility, Meadowlark and Green Lane and Blacktail Lane and Galaxy and Milky Way.

## **PERSONNEL COMMITTEE MEETING 4PM COURTHOUSE COUNCIL CHAMBERS**

### **SECTION I**

#### **COMMUNICATION NO. 06-730**

Jeff Amerman, Finance and Budget Director, requesting time on 12/20/06 agenda to make an informational report on Payroll issues.

### **SECTION II**

#### **COMMUNICATION NO. 08-107**

William P. Joyce, Attorney at Law, requesting council take action to ensure that the benefit of three captains in the Sheriff's Department be maintained by passing a resolution

### **SECTION III**

#### **COMMUNICATION NO. 08-608**

John P. Walsh, Sheriff, requesting waiver of sick leave grant requirement and approval to use 160 hours sick leave donation for Peggy Leary.

